

In the Matter of )  
 )  
 KOCH SKANSKA INC. )  
 Industrial/Business Pool Station KBG477 )

**Released: March 7, 2011**

3457

the rule section on which that decision relied provides only that a *base station* will not be considered to be placed in operation unless there are communications between the base station and a mobile unit; it does not provide that mobile units that engage in mobile-to-mobile communications will not be deemed to be placed in operation.<sup>11</sup>

4. Moreover, the Commission has clearly recognized the permissibility of mobile-only authorizations in this band.<sup>12</sup> There are numerous licenses authorized for mobile-to-mobile communications only. Some of them are original authorizations; others are licenses that originally authorized base-mobile communications. The current terms and technical specifications of Koch Skanska's license for Station KBG477 do not conflict with any Commission rules or policies. We therefore deny Atlantic's petition for reconsideration.

5. Accordingly, IT IS ORDERED that, pursuant to Sections 4(i) and 405 of the Communications Act of 1934, as amended, 47 U.S.C. § 154(i), 405, and Section 1.106 of the Commission's Rules, 47 C.F.R. § 1.106, the petition for reconsideration filed by Atlantic Telecommunications on August 23, 2010 IS DENIED.

6. This action is taken under delegated authority pursuant to Sections 0.131 and 0.331 of the Commission's Rules, 47 C.F.R. § 0.131, 0.331.

FEDERAL COMMUNICATIONS COMMISSION

Scot Stone  
Deputy Chief, Mobility Division  
Wireless Telecommunications Bureau

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<sup>11</sup> See 47 C.F.R. § 90.155(c).

<sup>12</sup> See Amendment of Part 90 of the Commission's Rules, *Second Report and Order and Second Further Notice of Proposed Rule Making*, WP Docket No. 07-100, 25 FCC Rcd 2479, 2496 ¶¶ 41-42 (2010) (seeking comment on to treat stations with no permanent base station when coordinating new co-channel or adjacent channel trunked systems).